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In re Application of :  
OKUNO, et al. :  
U.S. Application No. 10/590,822 :  
PCT No.: PCT/JP2005/003055 :  
Int. Filing Date: 24 February 2005 :  
Priority Date: 26 February 2004 :  
Attorney Docket No.: 1035-652 :  
For: SAMPLE TARGET HAVING SAMPLE :  
SUPPORT SURFACE WHOSE FACE IS :  
TREATED, PRODUCTION METHOD :  
THEREOF, AND MASS :  
SPECTROMETER USING THE SAMPLE :  
TARGET :

DECISION ON REQUEST  
UNDER 37 CFR 1.42

In a decision mailed by this Office on 23 September 2008, the declaration filed by applicant on behalf of deceased inventor Shoji Okuno was dismissed for failure to include all the information required under 37 CFR 1.497. (Additionally, the Decision on Petition dated 23 September 2008 granted applicant's petition under 37 CFR 1.181 to withdraw the holding of abandonment.)

On 19 November 2008, applicant filed a response to the previous communication that was accompanied by a newly executed declaration. The declaration submitted on 19 November 2008 identifies the deceased inventor and states the deceased inventor's residency and country of citizenship. Additionally, the declaration is signed by Naoko Okuno as "sole heir of Shoji Okuno," states his/her relationship to the deceased (i.e., sole heir), and provides the sole heir's country of citizenship and residency. Accordingly, the declaration complies with the requirements of 37 CFR 1.497(b)(2) and 37 CFR 1.42.

The request for status under 37 CFR 1.42 is GRANTED.

The application will be forwarded to the National Stage Processing Branch of the Office of PCT Operations for further processing in accordance with this decision.

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